

Yuba County Environmental Health's Status Report 3

CUPA: Yuba County Environmental Health

Date of Evaluation: August 23 and 24, 2005

State Evaluation Team:

Cal/EPA Team Leader: Dennis Karidis

DTSC Evaluator: Tom Asoo

OES Evaluator: Jack Harrah

SWRCB Evaluator: Terry Snyder

OSFM Evaluator: Francis Mateo

Deficiency and Corrective Action Status Report

- 4. (The remaining deficiency is number 4, Cal/EPA has determined that all other deficiencies have been corrected)**

Deficiency 4: The CUPA's Inspection and Enforcement Program Plan has not been fully implemented. In some instances, the CUPA has exhausted all informal enforcement options and has not continued with formal enforcement as described in their plan's graduated series of enforcement actions.

Corrective Action Status: Update 3: The Yuba County Inspection and Enforcement Plan has been completed, and is currently undergoing review by the Environmental Health Director and County Counsel. A copy of the plan is attached for your review. The review of the plan is expected to be completed by County Counsel by February 2007. No significant changes are anticipated to be required by this review.

Currently the Inspection portion of the plan is fully implemented as written. The enforcement portion of the plan is nearly fully implemented, except for the Administrative Enforcement Order (AEO) process. After final approval our department will begin to fully implement the entire plan. Our agency is currently developing the template forms, letters, notices and orders to implement the AEO and hearing processes.

As part of the implementation of the plan our agency has conducted three compliance inspections and collected the fees associated with this function. In all cases the facilities have been brought back into compliance. Although we have not had to use our Red Tag authority the CUPA has this enforcement option available, and has used the threat of this enforcement tool to bring two facilities into immediate compliance. We currently have two cases that have been referred to the Circuit Prosecutor for formal enforcement. In addition we have conducted our second Multi-

Media inspection under an inspection warrant, as described in the inspection portion of the plan.

As part of this Inspection and Enforcement Plan the Yuba County CUPA participates in local Environmental Task Force Meetings and plans to increase our presence at these meetings after we add an additional staff member in 2007. Each staff person is provided a membership to CHMIA as part of the training and information sharing process for environmental investigation and enforcement actions.

All active facilities in Yuba County will be in compliance with the inspection frequencies as documented in the inspection portion of the plan by May of 2007, and inspection frequencies will be met per the plans requirements going forward. Both current CUPA personnel have met the required training and are ICC certified as UST inspectors. The additional staff member to be added in 2007 will undergo the required training as required by the plan.